IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE A.K.BASHEER

WEDNESDAY, THE 14TH NOVEMBER 2007 / 23RD KARTHIKA 1929

RP.No. 816 of 2007(W)

AGAINST THE JUDGEMENT/ORDER IN WPC.1452/2007

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REVIEW PETITIONER/1ST RESPONDENT IN WPC

STATE OF KERALA REPRESENTED BY
THE SECRETARY TO GOVERNMENT, GENERAL EDUCATION
DEPARTMENT, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

BY GOVERNMENT PLEADER SRI.A.JL.VARGHESE

RESPONDENTS: PETITIONERS AND 2ND RESPONDENT IN WPC

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1. THE MANAGER, ST.ANTONY'S PUBLIC SCHOOL,
KIZHAKKAMBALAM- 686 562, ERNAKULAM DISTRICT.

2. PAUL VARGHESE, PRESIDENT,
PARENT TEACHER ASSOCIATION, ST.ANTONY'S PUBLIC
SCHOOL, KIZHAKKAMBALAM- 686 562,
ERNAKULAM DISTRICT.

3. THE PRINCIPAL OFFICER,
CENTRAL BOARD OF SECONDARY EDUCATION,
(AFFILIATION UNIT), AMC CELL, PREETH VIHAR,
DELHI- 110 092.

THIS REVIEW PETITION HAVING COME UP FOR ADMISSION ON 14/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

A.K. Basheer, J.

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RP.No.816 of 2007

in

W.P(C) No.1452 of 2007

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Dated this the 14th day of November, 2007.

ORDER

Heard learned Government Pleader on behalf of the review petitioner and Sri.Thomas on behalf of the respondents.

2. It is contended by the learned Government Pleader that the Departmental Officer who had prepared Ext.P4 visit report had omitted to notice the existence of a CBSE school within a radius of 2.5 kms. of the proposed school to be established by the respondents. According to the learned Government Pleader this aspect came to light only very recently and if only this matter had been brought to the notice of this Court, the respondents might not have been able to succeed in the writ petition. In my view the above contention is totally misconceived and it cannot be taken as a ground for review. Therefore the Review Petition is dismissed.

A.K. Basheer
Judge.

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